

FISCAL NOTE

SB 1069 - HB 743

February 14, 1997

SUMMARY OF BILL: (1) Provides for adding limits of liability for punitive damages up to \$100,000; (2) Revises the limits of liability of the state from \$300,000 per person to \$500,000 per person; (3) Provides that the Claims Commission may award costs associated with the litigation, such as court reporters, expert witness fees and guardian ad litem fees; (4) Gives exclusive jurisdiction to circuit or chancery courts to determine all monetary claims against the state; and (5) Precludes the state from off-setting costs for services rendered to claimants in a judgment when the cause of action arose out of rendering such services.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$2.5 million - Claims Award Fund

Cost estimates, based on actuarial calculations, represent an increase in the claims award fund premium of \$2.3 million dollars annually plus an amount estimated in excess of \$100,000 from precluding the state from off-setting cost of services rendered to claimants as described in section 4 of the bill.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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